

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 10,649

IN THE MATTER OF:

Served July 20, 2007

Application of FON PIUS NDE, )  
Trading as PIUSMED WORLD TRANSPORT, )  
for a Certificate of Authority -- )  
Irregular Route Operations )

Case No. AP-2006-190

This matter is before the Commission on applicant's request for an extension of time to comply with Commission Order No. 10,124, served December 1, 2006.

Order No. 10,124 conditionally granted Certificate of Authority No. 1327 and stipulated that applicant would have the full 180 days available under Commission Regulation No. 66, or until May 30, 2007, to satisfy the conditions of the grant. On May 16, 2007, applicant requested an extension of the compliance deadline. Applicant subsequently satisfied the conditions of Order No. 10,117 as of June 15, 2007.

Regulation No. 66 provides that: "The time for complying with the conditions of a grant of authority shall not be extended beyond 180 days from the date of the grant. A conditional grant of authority shall be void on the 181st day following the date of the grant if full compliance has not been achieved at that time." The Commission, however, may waive Regulation No. 66 in its discretion or for good cause shown under Rule No. 29.<sup>1</sup>

The Commission has approved the issuance of a certificate of authority in the past where, as here: (1) applicant requested an extension of time within the aforementioned 180 days; and (2) satisfied the conditions of the grant within thirty days beginning on the aforementioned 181<sup>st</sup> day.<sup>2</sup> For good cause shown, Regulation No. 66 shall be waived.

The application indicates that applicant plans to use a mailing address associated with other WMATC carriers, including New Era Medical Transport Services, Inc., French Enterprise, Inc., Exact Enterprise, and Horizon Medical Transportation, L.L.C. Applicant is admonished to keep its assets, books, finances and operations completely separate from those of the other WMATC carriers operating at or through the same address as applicant. Sharing of office space

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<sup>1</sup> In re *City Sightseeing Buses LLC*, No. AP-06-013, Order No. 10,305 at 3 (Mar. 6, 2007).

<sup>2</sup> See In re *JBT Enterprise, LLC, t/a Access Mobility Transp.*, No. AP-05-111, Order No. 9755 (July 19, 2006) (explaining 30-day rationale).

will be allowed, but this should not be construed as permission to share revenue vehicles or operating authority.<sup>3</sup>

THEREFORE, IT IS ORDERED that Certificate of Authority No. 1327 shall be issued to Fon Pius Nde, trading as Piusmed World Transport, 6420 14th Street, N.W., #205, Washington, 20012.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES AND CHRISTIE:



William S. Morrow, Jr.  
Executive Director

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<sup>3</sup> In re Medina Transp. Serv., t/a Medina Express, No. AP-02-73, Order No. 6796 (Sept. 3, 2002).